IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRD DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO. 22317 of 2004

Between:

Y.Muni Chandraiah, Occ: Ex-Driver, S/o.Krishnaiah,
R/o.Somala, Chittoor Dist.

..... PETITIONER

AND

The Regional Manager, APSRTC, Chittoor Region, Tirupathi, Chittoor Dist.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ, order or directions, more in the nature of writ of Mandamus directing the respondent herein to consider the claim of the petitioner for the post of driver as per the circular No: 43/2000 dt. 11-8-2000 and appoint him as driver and pass such other orders.

Counsel for the Petitioner:MR.P.GOVINDA RAJULU

Counsel for the Respondent: MR.P.VINAYAKA SWAMY

The Court at the admission stage made the following Order:

THE HON'BLE SRI JUSTICE K.C.BHANU

WRIT PETITION NO.22317 OF 2004

ORDER:

The petitioner was appointed as a driver in the respondent-Corporation. He was issued a charge sheet on 20.10.1998 alleging that he produced a non-genuine driving licence, and the Depot Manager, Madanapalle passed the final order on 22.02.1999, terminating him from service by forfeiting his security deposit.

The respondent-Corporation issued a Circular No.43/2000 dated 11.08.2000 directing the concerned authorities to reconsider the cases of the drivers, who were terminated from services due to production of non-genuine driving licence, after obtaining fresh genuine licences from them. In pursuance of the said circular, the petitioner was directed to produce fresh licence. Accordingly, he submitted his new driving licence with all particulars in the month of September, 2000. He was also directed by the respondent-Corporation to produce his original driving licence and the same was submitted by him in the month of March, 2003, but the respondent so far did not take any action in pursuance of the circular dated 11.08.2000. The petitioner, therefore, approached this Court seeking direction to the respondent to pass appropriate orders on his representation dated 15.09.2003.

Having regard to the facts and circumstances explained by the petitioner, the respondent is directed to consider the representation of the petitioner dated 15.09.2003, to consider his case employing him as a driver in pursuance of the circular No.PD43/2000 dated 11.08.2000 and pass appropriate orders within a period of four weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No order as to costs.

03.12.2004

usd

To

1. The Regional Manager, APSRTC, Chittoor Region, Tirupathi, Chittoor Dist.

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